

Request For Modifying the Conditions of Supervision With Consent of the Offender (Probation Form 49, Waiver of Hearing is Attached)

Name of Offender: Ted Cody Blair Case No: 3:10-CR-285-B(01)

Name of Sentencing Judicial Officer: <u>U.S. District Judge Robert Junell, Western District of Texas</u> (jurisdiction transferred to U.S. District Judge Jane J. Boyle on October 4, 2010)

Date of Original Sentence: July 29, 2009

Original Offense: Conspiracy to Make, Utter, and Possess Counterfeit Securities, 18 U.S.C. 513(a) & 18 U.S.C. 371

Original Sentence: 15 months custody, 3-year term of supervised release

Type of Supervision: <u>Supervised Release</u> Date Supervision Commenced: <u>September 15, 2009</u>

Assistant U.S. Attorney: John S. Klassen Defense Attorney: Eva Marie Leahey (Court Appointed)

PETITIONING THE COURT AS FOLLOWS:

To add to the conditions of supervision with the consent of the offender as follows:

The defendant shall reside in the residential re-entry center and successfully participate in the residential re-entry center program located at the Volunteers of America, 800 W. Wintergreen, Hutchins, TX 75141, for a period of 180 days consecutive days. While there, the defendant will initially participate in its community corrections component, but may become eligible the last one-third of the term of confinement for placement in its prerelease component upon approval of the Federal Bureau of Prisons and provided the defendant meets all the center's requirements. (Macro 19A)

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CAUSE

I.

<u>Violation of Condition</u>: The defendant shall pay any unpaid balance of restitution upon commencement of term of supervised release on a schedule to be approved by the Court.

<u>Violation of Condition</u>: The defendant shall pay the unpaid restitution balance of \$31,681.45 at a rate of \$50 per month. The restitution payments will be paid through the Clerk, U.S. District Court for distribution to payees. Payment of this sum will begin immediately. No further payments shall be required after the sum of amounts actually paid by the defendants/participants David Wayne Kingery (01), Freddie Salinas (02), Mark Anthony Avila (03), Jesus Martinez, Jr. (05), Liliana Urias Aguirre (6), Mireya Guebara Rodriguez (07), and Consuelo Arballo (08) has fully recovered all the compensable injuries. (Added June 7, 2010)

Nature of Noncompliance:

Ted Cody Blair has failed to pay any restitution for the months of June, July, August, September, November and December 2010.

II.

<u>Violation of Condition No. 5</u>: The defendant shall work regularly at a lawful occupation unless excused by the Probation Officer for schooling, training or other acceptable reasons.

Nature of Noncompliance:

Ted Cody Blair has failed to maintain regular employment.

Respectfully submitted,

Jake R. Vasquez

Senior U.S. Probation Officer

Westmoreland Divisional Office

972-709-6098, Ext. 235

Fax: 972-709-5903

Approved,

Michael McQuay

Supervising U.S. Probation Officer

972-709-6098, Ext. 230

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I declare under penalty of perjury that the foregoing is true and correct.

Jake R. Vasquez

Senior U.S. Probation Officer

Signed on $\frac{|2|16|2010}{\text{Date}}$

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THI [] []	No action. The following conditions be added to the offender's conditions of supervised release: The defendant shall reside in the residential re-entry center and successfully participate residential re-entry center program located at the Volunteers of America, 800 W. Winter Hutchins, TX 75141, for a period of 180 days consecutive days. While there, the defendar initially participate in its community corrections component, but may become eligible the one-third of the term of confinement for placement in its prerelease component upon approfite Federal Bureau of Prisons and provided the defendant meets all the center's requirer (Macro 19A) Other.	green, it will ie last val of
	Jane J. Bøyle U.S. District Judge	

PROB 49 (3/89)

United States District Court

Northern District of Texas

Waiver of Hearing to Modify Conditions of Supervised Release or Extend Term of Supervision

I have been advised and understand that I am entitled by law to a hearing and assistance of counsel before any unfavorable change may be made in my Conditions of Supervised Release or my period of supervision being extended. By "assistance of counsel," I understand that I have the right to be represented at the hearing by counsel of my own choosing if I am able to retain counsel. I also understand that I have the right to request the Court to appoint counsel to represent me at such a hearing at no cost to myself if I am not able to retain counsel of my own choosing.

I hereby voluntarily waive my statutory right to a hearing and to assistance of counsel. I also agree to the following modification of my Conditions of Supervised Release or to the proposed extension of my term of supervision:

The defendant shall reside in the residential re-entry center and successfully participate in the residential re-entry center program located at the Volunteers of America, 800 W. Wintergreen, Hutchins, TX 75141, for a period of 180 consecutive days. While there, the defendant will initially participate in its community corrections component, but may become eligible the last one-third of the term of confinement for placement in its prerelease component upon approval of the Federal Bureau of Prisons and provided the defendant meets all the center's requirements. (Macro 19A)

Witness: Jake R. Vasquez

U.S. Probation Officer

Signed: X

Ted Blair

Supervised Releasee

Date